



RCE/305  
11-22  
mel

## REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

Application No. 09/779,216  
Filing Date 02/02/2001  
First Named Inventor Tsang, et al.  
Art Unit 3623  
Examiner Name Heck, M.  
Attorney Docket No. 5275.P001

**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114** – Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

RECEIVED

NOV 19 2003

GROUP 3600

### 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months. Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

### 3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Processing fee under 37 CFR § 1.17(i) for Limited Suspension of Action
- iv. ☒ Other any additional fees incurred

11/18/2003 AWONDAF1 00000139 09779216

- b. ☒ Check in the amount of \$ 385.00 enclosed 01 FC:2801 385.00 OP
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Saina S. Shamlov Registration No. (Attorney/Agent) 48,266  
Signature \_\_\_\_\_ Date 11-11-03

### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type) Carla Vignola  
Signature \_\_\_\_\_ Date 11-11-03



NOV 17 2003

**AMENDMENT TRANSMITTAL****PATENT**

Application No.: 09/ 779,216  
Filing Date: 02/02/2001  
First Named Inventor: Tsang, et al.  
Examiner's Name: Heck, M.  
Art Unit: 3623  
Attorney Docket No.: 5275.P001

- ☒ An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.  
☒ Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.  
☒ Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.  
\_\_\_\_ Applicant(s) claim small entity status (37 CFR 1.27).

**ATTACHMENTS**

- \_\_\_\_ Preliminary Amendment  
\_\_\_\_ Amendment/Response with respect to Office Action  
☒ Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)  
\_\_\_\_ Notice of Appeal  
☒ RCE (Request for Continued Examination)  
\_\_\_\_ Supplemental Declaration  
\_\_\_\_ Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)  
\_\_\_\_ Information Disclosure Statement (IDS)  
\_\_\_\_ Copies of IDS citations  
\_\_\_\_ Petition for Extension of Time  
☒ Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)  
\_\_\_\_ Cross-Reference to Related Application(s)  
\_\_\_\_ Certified Copy of Priority Document  
\_\_\_\_ Other: \_\_\_\_\_  
\_\_\_\_ Other: \_\_\_\_\_  
☒ Check(s)  
☒ Postcard (Return Receipt)

**SUBMITTED BY:**

BLAKELY SOKOLOFF TAYLOR &amp; ZAFMAN LLP

TYPED OR PRINTED NAME: Sajna S. SharmilaSIGNATURE: 

REG. NO.: 48,266

DATE: 11-11-03

ADDRESS: 12400 Wilshire Boulevard, Seventh Floor

Los Angeles, California 90025

TELEPHONE NO.: (408) 720-8300

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria Virginia 22313-1450

on

11-11-03

Date of Deposit

Carla Vignola

Name of Person Mailing Correspondence

Signature 

Date 11/11/03

**RECEIVED**  
NOV 19 2003  
**GROUP 3600**